

**NOT FOR PUBLICATION**

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

**FILED**

**DEC 13 2005**

CATHY A. CATTERSON, CLERK  
U.S. COURT OF APPEALS

In re: R. CHARLES BRYFOGLE,

Debtor,

R. CHARLES BRYFOGLE,

Plaintiff - Appellant,

v.

STANLEY KARTCHNER; et al.,

Defendants - Appellees.

No. 05-15648

D.C. No. CV-03-00324-JMR

MEMORANDUM<sup>\*</sup>

Appeal from the United States District Court  
for the District of Arizona  
John M. Roll, District Judge, Presiding

Submitted December 5, 2005<sup>\*\*</sup>

Before: GOODWIN, TASHIMA, and FISHER, Circuit Judges.

---

<sup>\*</sup> This disposition is not appropriate for publication and may not be cited to or by the courts of this circuit except as provided by 9th Cir. R. 36-3.

<sup>\*\*</sup> The panel unanimously finds this case suitable for decision without oral argument. *See* Fed. R. App. P. 34(a)(2).

R. Charles Bryfogle appeals pro se the district court's judgment dismissing appeal from a bankruptcy court order concluding that certain debts he owed the State of Arizona as sanctions for vexatious and frivolous litigation were non-dischargeable. We have jurisdiction pursuant to 28 U.S.C. § 1291. We review de novo. *Emery v. World Savings & Loan Ass'n (In re Emery)*, 317 F.3d 1064, 1069 (9th Cir. 2003). We affirm.

The debts in question were three separate punitive sanctions awarded to the Arizona Board of Regents against Bryfogle for vexatious and frivolous litigation. Because the Board of Regents is a governmental unit of the state of Arizona, *see* Ariz. Rev. Stat. § 15-1625(3), the district court properly concluded these debts were non-dischargeable, *see* 11 U.S.C. § 523(a)(7); *Warfel v. City of Saratoga (In re Warfel)*, 268 B.R. 205, 210 (9th Cir. BAP, 2001).

Bryfogle's remaining contentions lack merit.

**AFFIRMED.**